SUNDAY, JULY 16, 1911. Increasing cloudiness, probably with showers to-day and to-morrow; moderate temperature; moderate southerly winds.

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THIRTY-FOUR PAGES.

PRICE FIVE CENTS.

JAPAN IN PEACE PLAN TOO

t, s, State Department Is Surprised

WASHINGTON, July 15. A tripartite arbitration arrangement with Japan subtically assured as a result of the terms of nations. vesterday. It is understood that Japan drawing the three Powers interested gave her consent to Great Britain's the United States, Japan and England thraseology in the paragraph eliminat- closer together. ing the obligation of that country to take of a war between this country and Japan. extension of the treaty to 1921 is particuagreement so as to make it three cor- not be renewed. nered. It is intimated in certain diplomatic circles that such steps will be taken by Japan promptly.

France already has signified her intention of joining hands with the United opening up negotiations.

President Taft and Secretary Knox have received unofficial intimations that in Mr. Lorimer's election. Japan had about made up her mind that I she would like to enter such an agreement. Her apparent purposes, as indi-Britain, appear, however, as a surprise. All the modifications except the one allowing the other in a fight against a country with which it had an arbitration treaty had aided in Mr. Lorimer's election. gradually became known to the State Defirst received in Washington yesterday. Japan on July 15, Tokio time. This alowed of the publication in London yes erday afternoon. The text of the treaty comprehensive draft of which was cabled from London yesterday, was made public by the State Department

o-day While the American authorities are silent, preferring not to discuse modifications, it is understood that they re gard the new treaty in a most favorable ight and as an earnest of Japan's sincerity in her friendly relations with the United States. The guaranteeing of the status quo in the Far East by the revised document is a point of no little importance most favorably received.

PEACE IMPEDIMENT REMOVED, during the Gubernatorial elections. London Relieved by Doctoring of Japan Treaty.

Special Cable Despatches to THE SUN LONDON, July 15 .- One of the first difficulties raised against President Taft's between Great Britain and Japan This as been hailed with a general chorus of approval here, but the introduction f such provisions in the treaty was from the outset a foregone conclusion. Other points of the revised treaty attract attention.

In the first place the extension of th juration of the treaty is welcomed. s been obvious for some time that he Anglo-Japanese alliance was not a popular here as it was originally, but the english press is unblushingly of the pinion that it will carry over the critcal period of British navy building. free Britain from the necessity of maintaining a fleet in far Eastern waters and allow a concentration of strength at home, "which, because of the rise of new formidable naval rival close to her oors, has been rendered necessary

Another point picked out as worthy f congratulation is the fact that the reaty was made after consultation with and the concurrence of the Ministers of the oversea dominions, who were pres ent at the imperial conference new clauses receive a certain amount of sm. It is pointed out that they ould be rendered useless if a third Power proposing to attack either ally first made arbitration treaty with the other. while either ally foreseeing the likelihood of a third party attacking the other uld safeguard itself by making an tration treaty with the third party But this only amounts to saying that the value of treaties depends entirely upon the character of the Governments

Pants, July 15. The Temps says ediorially to-day that the new Anglo-Japaness treaty undoubtedly gives the alliance between those two countries less says, as well as recent history, explain found by other members of the freight he change. Undoubtedly the treaty's crew. coples remain the same, but the means

theable, less primordial in the shade that for the first time stoppe sion has been made that arbias a practical utility.

which was signed in in Thursday and which clears

port each other in case of attack by or war with a third party shall not apply in the case of countries with which either If ASHINGTON EXPECTS A THREE. Japan or England may have general arbitration treaties. The preface ex-FOLD TREATY WITH BRITAIN. pressed the satisfaction of Japan and England with the past working of the Construction Set Upon Medifications in alliance and emphasizes its peaceful the Angle-Japanese Treaty The purpose. The quick signing of the new treaty surprised everybody.

by Concessions - Proof of Friendship. als yesterday, and even to-day before it The papers continued to publish editoriwas known the treaty had been signed, on the talk of a revision. The articles were scribing as a party to the convention now journals were vexed at the proposition and seing concluded between the United expressed the suspicion that the United States and Great Britain, seems prac- States was trying to isolate Japan from the

revised so that it would be a means of This it was asserted would insure the maintenance of peace sale with the United States in the event and destroy the standing of the jingoes after having decided to petition for op- larly pleasing because it removes a wide portunity to sign the American-British though unexpressed anxiety that it would

WHO USED TAFT'S NAME? Lorimer Hearing Witness Says President

Started Investigation in 1909. WASHINGTON, July 15 .-- That President Taft instituted an investigation two years through the gratings in the pavement States in an arbitration agreement, but ago to ascertain who was responsible at 5:20 o'clock it already had good headthus far she has been content to study the for the unauthorized use of his name in convention as drawn up, waiting for the the election of Senator Lorimer of Illiconclusions between Great Britain and the nois was disclosed to-day during the fire from the rear, as there was a dead wall she will head straight across the ocean United States to be signed before actually cross-examination of Gov. Deneen of Illinois before the Senate committee which gratings and windows and had to fight is investigating charges of corruption it from one side with cellar pipes, a fire

"In August, 1909," said Gov. Deneen. "Secretary of the Treasury MacVeagh. who was in Chicago, sent for me and asked cated in the revised convention with Great about Senator Lorimer's election. He said he wanted to ascertain for President Taft certain information about the Loriing either country to refrain from assist- mer election and he added that the impression prevailed in Washington that I

"I told Mr. MacVeagh that the Presi partment. This modification came as a dent himself was responsible for the distinct surprise when the document was election because he had sent the message which purported to pledge the support It was submitted by the contracting of President Taft and the Administration agents in London, with the proviso that to Mr. Lorimer. I then related to Secreshould be held in confidence until pub- tary MacVeagh the substance of the teleshed simultaneosuly in London and phone conversation which I had with Edward Hines in which he said that President Taft was to send a message through Senator Aldrich asking me to favor the election of Mr. Lorimer.

Testifying later Gov. Deneen said "I thought it very unusual for the Presi dent to send such a message to me through Mr. Aldrich, whom I had never seen."

CALL BRYAN A TRAITOR.

Democrats of Douglas County Pass Reselutions by Vote of 507 to 3.

OMAHA, July 15. A Nebraska Democratic convention to-night declared William J. Bryan a traitor to the Democratic building is occupied by Walker & Pattio the American Government and it is party and passed strong resolutions de-Democratic ticket and platform last year

Bryan was that of the Douglas county the rubber coats were cut to pieces by Democrats held in this city. The convention also declared in favor of Harmon of saved the heads of the wearers. A large for Denver, where they are due to-night. Ohio for President in 1912

To-night's convention was the first scheme for Anglo-American arbitration meeting of Democrats in Omaha since the wound. He was also overcome by smoke disappeared yesterday with the pubfore the first opportunity of the party to get back at Bryan for what was termed his treachery. The denunciation was almost unanimous, as only three delegates of the 600 present voted against the resolutions. Two of these said that they opposed the resolutions on the grounds of harmony.

The portion of the resolutions bearing upon Bryan is as follows

We deplore and condemn the action of him who having repeatedly received the loyal support of the Democratic party of Nebraska turned treacherously upon it in to the smoke. its hour of need and accomplished its de We congratulate the loyal Democrats of the State.

First, on the success attained at the polls at the last general election, when notwith-standing a bolt from the State convention led by William J. Bryan, who as a Demo crat had received more loyal support at the hands of the Democratic party of the history

Second, that at that election there were nough loyal Democrats notwithstanding the betrayel by the man who had been its former mader to elect a majority of Democrats to each house of the Legislature

BODY CARRIED ON TOP OF A CAR Freight Brakeman Was Struck Down at Hour Before He Was Found.

the United States Senate from this State.

GREENWICH, Conn., July 15. The rail way station platforms were crowded with the usual Saturday afternoon influx of commuters from New York shortly after the noon hour to-day when a freight train bound west came to a stop carrying on the top of one of the cars the dead body of George F. Dalton, a brakeman on the train. Dalton had been killed wher gridly than the former one. The effi- he was struck down by an overhead acy will be less as the bonds are more bridge somewhere between Bridgeport The well known tendencies of and Sound Beach and lay lifeless on top he British Liberal Cabinet, the paper of the carfor an hour before his body was

Dalton, who had been on the freigh by them out are inferior to those crew for about five months, was last the two allies had hitherto at seen alive when the train of fifteen cars drew out of Bridgeport at 8:20 o'clock in the morning. When the engine was more with his third bride, who was Mrs. dapanese alliance. This, declares stopped for water at Stamford he did is saying too much. Relax- not put in an appearance. While the dimination would be more just train subsequently was passing through a again the alliance may be said Riverside an employee in the Riverside assed from practical grounds to signal tower saw as the train passed Brooklyn, went ocean boneymooning diverted trust fund. Anyway, it appears less Dalton lying on the car with pools of

blood surrounding him The towerman telegraphed the news ahead to Greenwich and the train was conclude that for the first time stopped here. Dalton lived in New stopped here. Dalton lived in New Haven. None of the freight crew was able to give his address.

house.

City Superintendent of Schools Henry for a general arbitration treaty Snyder of Jersey City has made arrangereat Britain and the United ments to open swimming classes in the published here to-day. It is forty by twenty-five loof pool at Public ete simply as a revision to School 32 in Coles street during the coming week. Only girls and boys under 12 who and inserts another there touch that the old clause by Miss Ethel M. Datz, an expert swimmer. England and Japan were to sup- | will be the instructor.

THREE GO TO HOSPITALS FROM The Romania, a motor boat 50 feet WILLIAM STREET BLAZE.

Four Engine Companies Have Two Hours Fight Against Smoke Before Subdu-

Four fire engines worked to their full capacity pumped water into the cellar Weller told visitors of his plans and sub-cellar of the building at 146, 148 and 150 William street for more than two hours last night before the firemen could fire, and this was one of the most, stubborn they had fought in many years. Before they had the fire under control a score of firemen of engine companies and three had to be taken to hospitals. The fire started in the cellar of the four

story building which with the subcellar is used for storing flags, awnings, tents, to harbor and the Romania put to sea. &c., by Annin & Co. The contents made good material for a mean, smoky fire, are Anton Madro, pilot; Robert Mayer, and when Policeman Williamson of the engineer, and William Small and Harry Oak street station saw smoke coming Strukmeyer. The boat has 1,500 gallons company to a window.

The instant the pent up smoke was released it belched from each window like the black blast from the funnel of an ocean liner. In a minute William and Ann streets for two blocks were so charged with smoke that spectators could not see ten feet. The men of the four companies on their knees or flat on their stomachs on the pavement were doing their best to direct the streams from the cellar pipes. They could not be seen, so was the smoke. Acting Deputy Chief Devanney, Battalion Chief Walsh and acting Battalion Chief Kuss plunged in and out, jerking overcome firemen from the pavement and thrusting fresh ones into their places. The acting deputy chief would allow none to stick to the hose more than a few minutes, but worked them in relays for more than two hours. Despite his caution a score or more of the fire fighters had to be carried out to be attended by Dr. Russell of Hudson street hospital and Dr. Savage of the Volunteer Hospital. They were dosed with seltzer and milk and given vigorous rubdowns by the doctors, Father Dineen of St Peter's Church and other eager volunteer helpers, and then staggered back to take their places in the next relay.

The ground floor of the four story son, tailors. There were large plate nouncing him for having bolted the State glass windows in the front, and as these broke they fell on the firemen lying beneath them on the sidewalk The convention which so censured directing the cellar pipes. Nearly all of the falling glass, but the heavy helmets piece fell on the right foot of Firema Albert Minth of Engine 32, making a bad and had to be taken to Hude hospital. Fireman William Quinn of Engine 12 was holding a nozzle when a piece of glass fell across his hands, badly lacerating both. He was bandaged by Dr. Savage and went back to eat smoke again. A few minutes later he was overcome and after being revived attempted to go in again. He was too weak, however, and was sent to his quarters. A piece of glass snipped off the end of the third finger of the right hand of acting Battallion Chief George Kuss, but after a surgeon patched him up he went back

Fireman Joseph O'Hara of Engine 6 was carried from the front of the building unconscious from smoke and rushed to the Volunteer Hospital. The ambulance had just returned when Fireman Samue Walsh of Engine 32 dropped, poisoned by gas from a broken pipe. He was also taken to the Volunteer Hospital. State than had any other Democrat in its Father Dineen rode in the ambulance with each fireman and as they were unconscious administered the last rites of the Church on the way to the hospital Fireman Fred W. Deisseroth, driver for acting Deputy Chief Devanney, was Third, that in spite of that betrayal the also unconscious from smoke for some Hon. Gilbert M. Hitchcock was elected to time, but was revived and stuck to his also unconscious from smoke for some

post Large crowds blocked all surrounding streets, and the reserves from the Oak street police station had to be called to keep them back. But there was no flame to be seen and as the heavy smoke was more than they could stand the people gradually melted away and left the long fight to the firemen. The fire did not reach the ground floor, but Walker & Pattison are heavily damaged by water The damage below the street is estimated at \$15,000. The cellar and sub-cellar were packed full of flags and bunting.

The firemen who were taken to hospital revived later and their condition is reported as not serious. They will be able to return to their companies

THREE BRIDES ON THE SHIP, Including the New Mrs. Emerson Rice Falls on Just and Unjust.

Cept. Isage Edward Emerson of Belti-McCormick; Mr. and Mrs Henry Depew who were married or Friday at Grace Church, and Charles H. Neumanr and his bride, who was Miss Catherine Jacobs of vesterday aboard the Hamburg-American iner Amerika. Friends of Mr. and Mrs. Neumann, who ere new to matrimonial was blisses, bomberded them with rice, which also fell upon others who happened to be going down the main companionway. Julie Merlowe and E. H. Sothern got some prophetic in their case. Mr. Sothern re-Burke dodged the rice and declared that she was not looking for a shower. When it came the man who shared it would be an American, because she did not earn trust funds. enough to take care of a noble foreigner.

The Atlantic Sea Golng "Gurnet" Dory 15 to 20 ft., sile it, sale, make a number for prompt de liveries. Concearse, 30 Charca st. -Ade.

TWENTY FIREMEN OVERCOME OFF TO EL ROPE IN MOTOR BOAT. ARMY MAN SUES FOR SLANDER The 50 Foot Romania Salis From Jamaica Bay With Five Men

long, started yesterday afternoon from Jamaica Bay to "mote" across the Atlantic and take her captain and crew to Ireland, England and France. This craft is of 12 feet beam and 5 feet draught ing Flames in Cellar Shower of and is equipped with a 37.5 horse-power Plate Glass Falls on Prostrate Men. motor. She was built last winter and model of the craft was exhibited at the last motor boat show, where Capt. John

The boat has been lying off the clubfor some days and yesterday Commodore make sufficient headway against a blaze of the club entertained Capt. Weller George Emmer and about 200 members The modified Anglo-Japanese treaty of were hopeful that the treaty would be to venture into the building. If there and his crew at dinner. Vice-Commodore is anything firemen hate it is a cellar James D. Stern, Rear Commodore Richard Kriete and other officers of the club were present. After the dinner there were a few speeches, in which good luck was wished to Capt. Weller and his crew. He then boarded the Romania and got under 4. 6. 12 and 82 were overcome by smoke way at 5 o'clock. About 100 motor boats of various types and sizes escorted the library of her home and before several Romania out of Rockaway Inlet to the ocean; then there was a noisy tooting of whistles. The escorting fleet returned

On board the yacht with Capt. Weller of gasolene in her tanks and this should last about fifteen days. The Romania will touch at Newport, Providence, Bcs on, way. There was no way to reach the Varmouth, Halifax and St. Johns. Then there. The firemen smashed the cellar and this part of the trip, it is thought. Nothing ever was done about that. The will take fourteen days. She carries

MRS. LEA RUSHED TO DENVER.

Senator's Wife Hurried West on Special Train in Effort to Save Her Life.

WASHINGTON, July 15. Mrs. Luke Lea. wife of Senator Lea of Tennessee, is being rushed across the continent in a special car in a race against death. Senator Lea, a physician and nurses are with the sick woman, who is being hurried to Colorado as a last resort in fighting an attack of pneumonia

It was only a few weeks ago that Senator Lea's wife was near death as the result of an operation in the Georgetown Hospital. At that time the doctors declared that a fresh supply of blood was the only thing that would save her. Senator Lea offered his own blood

the physicians did not wait to analyze the husband's blood to ascertain if it was fusible with that of the patient. An artery in Senator Lea's arm was opened and two quarts of his blood allowed to flow into the veins of his wife. The transfusion was a success and Mrs. Lea Pond, any blame attaching to Lieut. promptly rallied. The loss of blood left Reed, for the discrepancies occurred Senator Lea very weak. He fainted after the operation was over and was confined to bed for several days.

Mrs. Lea continued to gain and was removed to Deer Park, Md. Last Monday, however. Mrs. Lea had a turn for the worse. She developed pne Imonia and on Wedesday night the physicians said there was no hope of saving her life unless she could be taken at once into rarer air. Senator Lea chartered a car, ob- who were at her house, and when it came

INFANT MORTALITY IS DOWN. 330 One-Year-Old Bables City Last Week.

The usually high infant mortality that year according to figures given out yes-Since July 1, when the recent period of attorney to institute suit for slander intense heat set in, up to yesterday 706 babies died under one year of age, which corresponding two weeks of 1910. Heated terms are usually accompanied by diarrhoal diseases among infants, yet there were only 148 deaths from these causes among infants last week. A year ago

there were 363 deaths There was a total of 359 deaths among infants under one year of age from all causes last week, as compared with 568 feaths for the same week of last year and for the first half of the current yea the 8.043 deaths from all causes among infants under one year showed a decrease of 310 deaths from the total during th corresponding week of 1910.

Dr. Mary Baker, in charge of the Health Department's bureau of child hygiene urges all mothers to take especial cautions concerning the health of their babies during the heated term She adds

"They should take their babies to the nilk stations to obtain pure milk and have the services of a doctor and nurse who will show them how to keep the baby well. If any baby is sick and the parents nurse may be obtained at any time by telephoning to the office of the Department of Health, which is always open

U. S. GOT BACK \$300,000 Of Money the Government Lost in

nah Harbor Fraud. WASHINGTON, July 15. The Department of Justice to-day issued a statement of the moneys out of which they defrauded the Government in the construction of Savannah harbor improvements a numhas been recovered on suit against Greene for forfeited recognizance, including part collected in Georgia and part in New York. There is still pending settlement in the Supreme Court a claim on \$60,000, constituting a part of the investment made by Greene with the proceeds of the

From civil suits against Gaynor instituted in the District of Columbia the Government has recovered \$25,000 in securities and in Georgia \$4,651, and in the Northern District of New York \$40,000

From Oberlin Carter the Government recovered \$501.885 on the investments duly to The revised Anglo- Swimming Classes in Jersey City School- of the rice. It did not mean anything made by him with the diverted trust funds. Of this sum \$111,051 was allowed to Carter marked that he wished it did. Miss Billie as counsel fees and for expenses under decisions of the court. This makes in all about half a million

dollars recovered from these diverted DEWEY'S PORT WINE AND OLIVE OIL.

LIEUT. REED ACCUSES CAPT HENRY E. EAMES'S WIFE.

Mays She Made a Statement at a Bridge Party Reflecting on His Honesty as Manager of the Fort Benjamin Harrison Post Exchange No Apology.

INDIANAPOLIS, July 15. Lieut. Walter Reed, who is in charge of the post | exchange at Fort Benjamin Harrison, has brought suit in the Circuit Court for \$10,000 damages from Mrs. Margaret B. Eames, wife of Capt. Henry E. Eames, for slander. Capt. and Mrs. Eames are living at the post, but it is understood they the Consuls. will soon go to Washington. Lieut. Reed says that the annual dis-

bursement of money by the post exchange. of which he is in charge, amounts to \$100,000 or more and that Mrs. Eames in money

of Capt. Eames is said to have been made at a reception or bridge party and had ! reference to a matter that occurred soon efter Lieut. Reed errived at the post. The exact language attributed to Mrs. Eames was

"But look at that post exchange affair. men was not court-martialled. Of course Mr. Reed got that money and just paid back what the man had to pay and kept It had been said that his estate at the time the resi.

Lieut. Reed refused to-night to discuss the matter, saying that he would prefer that Attorney Oscar Pond, who brought the suit for him, should make any statement that might be necessary. When Mr. Pond was seen he gave sub-

stantially this version of the affair Soon after Lieut. Reed came to the army post here he was placed in charge of the post exchange. He had been in this position but a short time when he discovered some irregularities in the

books and after a hasty examination reported to his superior officers and asked Atwood, the aviator, do not miscarry that a commission of investigation be appointed. This was done at once and the books were carefully gone over and The urgency of the case was such that a small shortage was discovered. The clerk in the post exchange who was suspected was called before the committee and after sharp questioning confessed of landing places. He said the route and made restitution in part and was discharged.

There was at no time, said Attorney before he was placed in charge of the post exchange. The officers at the post, it is said, give the Lieutenant the credit of discovering and stopping the leak, and while it was not large and a part of the money was recovered it might have reached larger proportions but for the investigation that Lieut. Reed inaugurated.

The statement attributed to Mrs Eames reached many besides the persons tained a physician and nurses and started to Lieut. Reed's ears it had been repeated to others, and he felt compelled to seek the exoneration of a court verdict.

The suit, it seems, was not brought till the plaintiff had consulted with his to surmount a dirigible that was flying brother officers and had secured their over the Eiffel Tower. advice in the matter. It is said that efforts were made to bring about a retracaccompanies the advent of hot weather tion and an apology, but the the de has been checked in New York city this fendant recoiled from the publicity incident to such a course, and L'eut. Reed terday by the Department of Health. after waiting several weeks ordered his

It is stated that the plaintiff does not seek a money verdict and that the \$10,000 was just 300 deaths less than during the demanded does not represent a sum that he either expects or desires to have

> Mrs. Eames will not make any statement in connection with the affair. The affair has created a decided sensation in the little community at the post. If the case comes to trial many of the officers and practically all of the women at the post will be witnesses

OFF THE SHIP TO SWIM ASHORE. Frooks Had Started for Saugerties, but

Decided Not to Go. Joseph A. Frooks of 775 Avenue A Bayonne, who is in the automobile busiless at 225 Christie street, and is a brother of Samuel L. Frooks, who once ran fo the Assembly against Timothy D. Sullivan engaged passage for Saugerties on the teamer Ida for himself and his brother Morris and went aboard that boat at Houston street early yesterday afternoon Morris was late in reaching the pier When sailing time came Joseph asked are unable to pay a physician a doctor or the captain to wait a little while, but the captain would wait for no man, and the lda shoved her nose out into the Hudson. Joseph said he would not go to Saugerties without Morris, and finding the captain obdurate he took a high dive from the

hurricane deck and started ashore Joseph is a good swimmer, but his clothes hampered him, and he was glad to take a rope that a passing tug. the Ben Franklin, threw him. The tug landed concerning the amounts recovered from him on a nearby pier and the police im-Greene and Gaynor and Oberlin M. Carter | mediately pounced on him as a would-be suicide. Later they let him !go o. and Frooks went home to Bayonne and Morris He said he had lost his hat and one shoe ber of years ago. This shows that \$45,460 but suffered no other damage, and on the whole had had a rather good time of it.

HARMLESS 150 FOOT FALL. Guard Wire Cheeked Painter and Landed Him on His Feet.

TARRYTOWN, N. Y., July 15. Joseph Kinward, an employee of the Maxwell Briscoe Motor Company, had a miraculous escape from death to-day. Kinward was on a swing painting the water tower when the rope gave away.

He dropped 150 feet and struck a guard wire, which broke his fall and made him turn a complete somersault and land on his feet. He smiled and said: "I didn't expect to come down this way, but I'm all right." And he was

John W. Gates Somewhat Better.

Paris. July 15. Charles G. Gates reported this evening that the condition of M. T. DEWEY & SONS CO., 158 Fulton St., N. Y. improved.

2,300 CHOLERA DEATHS.

Record of Palermo Alone Since May Italy Suppresses the News.

Special Cable Despatches to THE SUN.

Paids, July 16. The Matin's corre spondent at Palermo reports that there have been 2,300 deaths from cholera in Palermo alone since May

VINTIMIGLIA, Italy, July 15. Correspondents who have tried to file messages dealing with the existence of cholera in Italy have found that the companies have refused to transmit them

The correspondents fear that should they press the matter they might them selves be expelled from the country They want to know what has become of

CONTESTS DURYEA'S WILL.

Sister Alleges That He Was Locompetent When He Left Nearly All to Nurse. The will of Walter E. Durvea, which was offered for probate in Nassau county persons intimated that Lieut. Reed had vesterday, is to be contested. Duryer been dishonest in the handling of the broke his neck more than twelve years ago while diving near Oyster Bay, L. I He inherited a fortune of several hundred thousand dollars and in his crippled condition he managed his property so well that it had considerably increased at the time of his death, in May last

Mr. Durves willed to Miss Eleano Peregrin, a nurse who attended him in his ondary cases developing from Cushing's liness, the most of his fortune. The will gave her \$50,000 and a trust fund of \$30,000 and made her the residuary legatee. After Mr. Durvea's death Miss Peregrin continued to live in the house in Monteleir, N. J., in which he died of his death was worth about \$2,000,000

but Miss Peregrin said it was much less. When the will was offered for probate vesterday objection was made on behalf of one of Duryea's sisters, Mrs. Eva Duryea Thelberg of Stockholm, Sweden She alleges that her brother was of un sound mind when he made the will

NEW YORK-CHICAGO FLIGHT Planned by Stevens and Atwood to Be Started Within Two Weeks.

If plans made yesterday by A. Leo

Stevens, the aeronaut, with Harry N the two airmen will attempt an aeroplane flight from New York to Chicago, or the reverse course, within the next two weeks Mr. Stevens said last night that messages had been sent to all of the towns along the route in regard to the selection would not be selected until they heard from these messages. While it is settled that the flight will be attempted Mr Stevens said a prize would help things along. He thought a purse of \$15,000 or

itinerary AVIATOR IN THE SEINE.

Was Trying to Soar Over a Dirigible

\$20,000 might be raised by one of the two

cities and smaller amounts might be con-

When Crowd Saw Him Fall. Special Cable Desputch to THE SUN. Paris, July 15 Parisians who crowded the river banks this afternoon seeking relief from the heat wave saw an aero plane accident. Brins Dejon de Moulinais

His machine stopped and the pilot fell into the river. He was badly injured.

HAMMERSTEIN FULL OF OPERA

Ticket Takers in London

Arthur Hammerstein got back from Paris and London yesterday by the French liner La Lorraine with news from his father. Oscar, who is full of enthusiasm over his new opera house in London The opera house will open on November 11. When the son left Paris the father was hurrying to London to get some of the nobility to take tickets at the door on the opening night. Even the King might be persuaded. Oscar Hammerstein thought, to accept a box. Arthur believes that his father has caught onto London methods, newspaper and theatrical, although opera is regarded in London as a hard proposition. The enor on the second night will be the American, Orville Harrold, who was dis covered in vaudeville by Mr. Hammer stein and who has been studying in Paris

FERNBACHER NOT MISSING. Family Learns He Went to Boston and Withdraws General Alarm

Relatives of Samuel Fernbacher. nember of the firm of Joseph Libmani & Co., paper makers' supply dealers a 456 Washington street, caused a general alarm to be sent out for him yesterday morning. A few hours later they recalled the order and said everything was all right, that Mr. Fernbacher had been ocated in Boston

Daniel W. Blumenthal, a lawyer of 33

Nassau street and a neighbor of the Fernbachers at their summer home, 39 North Eighth avenue, Rockaway Park talked for the family last night. Mr Blumenthal said the whole trouble had been the fault of a sixteen-year-old errand boy employed by the Libmann company. Mr. Fernbacher, the lawyer said had been called suddenly to Boston Friday afternoon and instead of telephoning his family to that effect had written a note and given it to the errand boy to deliver. The boy, Mr. Blumenthal said, iidn't get to Rockaway Park until 3:30 yesterday afternoon. The note, the lawver said, contained the information that Mr. Fernbacher would leave Boston at o'clock last night by rail, arriving in

KREMLIN WALLS IN DANGER. Dilemma for Archieologists in Moscov Street Car Problem

New York about 11 o'clock.

pecial Caple Desnotch to TRE St Moscow, July 15. The proposed tunne under the grand square outside the walls of the Kremlin in order to run tramcars without disfiguring the historic site is opposed by archæologists.

on the river side by heavy rains. ALHANY DAY LINE.
Favorite route to Saratoga & Lake George.—Ade.

HE BROUGHT CHOLERA ASHORE

QUARANTINE WATCHMAN DIES OF IT AFTER A SPREE.

Eleven Cases Now Down the Bay Cushing's the Third to Come Away From Hoffman Island Mr. Bulger Has Been Hearing Witnesses From Same Place.

The third person to fall sick ashore

with cholera brought to Quarantine from Naples is Patrick F. Cushing, a night watchman at Hoffman Island, the quarantine observation station, who died in the Swinburne Island Hospital early vesterday morning. He had been discharged on Monday and had spent most of the time, he said, in New York on a spree. He fell ill on Wednesday night at his home in Fingerboard road, Rosebank, Staten Island, and was taken next day to St. Vincent's Hospital, West New Brighton, whence he was removed to Swinburne Island The first person from quarantine to develop the disease ashore was an Italian immigrant who died at Auburn, N. V. and the second was an Italian woman who landed in Brooklyn and was taken back to quarantine from a tene ment there. Health Officer Doty said there was little probability of any se-

Cushing left Hoffman Island prior to he outbreak of cholera there among the suspects from the German steamship Moltke. For this reason the Health Officer is inclined to believe that Cushing get the disease from a cholera carrier. After returning from this borough on Wednesday Cushing went to his home, fell ill and was attended by Dr. H. E. Walker of Rosebank, who sent him to St. Vincent's The doctors there were at first inclined to agree with Dr. Walker's opinion, that the patient was suffering from ptomaine poisoning. He was put by himself in the small reception ward under care of a nurse. and an orderly.

Dr. Bartholomew C. Murphy, the house physician, visited Cushing on Friday and Cushing told him, after several contradictory stories, that he had been em ployed on Hoffman Island and had been on a drunk up in New York." Dr. Murphy, knowing that there were 300 suspects under observation on Hoffman Island, took a culture, which showed The doctor informed Dr. cholera Sprague of the local Board of Health, who had Cushing removed to Swinburne Island. The ward Cushing had occupied was quarantined; the nurse and orderly who had been with him and the floor where the ward is were put under partial quarantine. Cushing's home was fumigated and disinfected, bedding and bedsteads were burned and Police John Elwood was stationed outside with tributed by the towns included in the orders to let no one leave and no one enter. This order affected Harry Mills. a machinist employed in the navy yard in Brooklyn, whose family occupy part of the house. Mills was turned away and said he would board in Brooklyn until the ten days quarantine is over. He left in the house his wife and five children.

the eldest 10 years of age. Cushing was formerly a United States soldier at Fort Wadsworth. He had been employed only a few days as a temporary a scion of an old family, was attempting watchman at Hoffman Island. He had married a widow and she ha wo-months-old baby by him and three children by her former husband. He was 30 years of age.

Three cases of cholera were removed vesterday to Swinburne Island Hospital from the steamship Perugia, which arrived from Naples on Friday night. Two of the patients are Italian immigrants and the other, a member of the crew. The rest of the steerage passengers were taken to Hoffman Island for observation There are now eleven cholera nationts n hospital on Swinburne Island, includng eight from the steamship Moltke Health Officer Doty gave out the fol-

cholera that came on the Moltke: "There remain at Hoffman Island 205 steerage passengers from the Moltke which arrived from Naples on July 5 The physician in charge at Hoffman Island reports this evening that these passengers are all apparently well. There are under observation in addition to these forty-three members of the crew and wo stowaways, also in apparent good health.

lowing statement last night about the

"Up to the present time there have peen removed to Swinburne Island for observation as suspected cases of cholera seven passengers and one member of the crew. According to a bacteriological examination six of these have proved to be actual cases of cholera, one is highly suspicious and one is probably not cholera.

"There have been three deaths among this number from cholera, namely Gabriele Mastrobuoni, aged 18 years died July 12: Lucia Daidone, aged 69 years died July 13, and Pietro Mazzola, aged 56 years, died July 15. There still remain at the Swinburne Island Hospital Adeliga Ioppola, a child aged 2 years, and Demetrio Aragnoston, aged 24 years, whose condition is very serious. Giuseppe Pettiniechia, aged 32 years, and Alfredo Fiori, aged 29 years, are doing well. member of the Moltke's crew is doing well and has not proved to be a true case of

"Patrick Cushing, who died early this morning of cholers, was employed at Hoffman Island as day watchman some three weeks previous to July 10, when his services were dispensed with. It appears that after reaching his home on Stater Island he was sick on the night of July 12 and or the 13th he was removed to St Vincent's Hospital, where, suspicious symptoms developing, he was transferred to Swinburne Island, where he died

"Cushing undoubtedly contracted the disease from a so-called cholera carrier inasmuch as at the time of his leaving there had been no recognizable cases o cholera on Hoffman Island for a period of seventeen days, the last case having occurred on June 23, when a woman passenger from the Duca degli Abruzz was taken suddenly ill and immediately transferred to Swinburne Island Hospital

As soon as the first case among the Moltke's passengers developed Dr. Doty They fear for the safety of the walls instituted a search for Cushing to ascerwhich have already been seriously injured tain his whereabouts and if he were in good health. He learned by inquiries among his friends that he was at St. Vincent's Hospital on Staten Island.